

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

CENTRAL STATES, SOUTHEAST AND SOUTHWEST AREAS HEALTH AND WELFARE FUND, an Employee Welfare Benefit Plan, by Howard McDougall, a Trustee thereof,

Plaintiffs,

V.

BARBARA COOK and DONALD COOK

Defendants.

Case No. 08 C 4120
Judge Charles R. Norgle, Sr.

NOTICE OF MOTION

TO: S. Jerome Levy
Leslie A. Stulberg
S. Jerome Levy & Associates, P.C.
One East Wacker Drive, Suite 2500
Chicago, IL 60601

Barbara Cook
4565 Hartzell Lane, #2
Eau Claire, Wisconsin 54703

PLEASE TAKE NOTICE that on Friday, August 22, 2008 at the hour of 10:30 a.m., or as soon thereafter as counsel may be heard, the Plaintiffs' attorney will appear before the Honorable Charles R. Norgle, Sr., Judge of the United States District Court for the Northern District of Illinois, Courtroom 2341, located at 219 South Dearborn Street,

Chicago, Illinois, or such other Judge as may be sitting in his stead, and present the attached Motion to Deposit Funds and for Discharge.

Respectfully submitted,

/s/Francis J. Carey
Francis J. Carey
Attorney for Plaintiffs
Central States, Southeast and
Southwest Areas Health and
Welfare Fund
9377 W. Higgins Road
Rosemont, IL 60018-4938
(847) 518-9800, Ext. 3465

August 15, 2008

CERTIFICATE OF SERVICE

I, Francis J. Carey, one of the attorneys for the Plaintiff, Central States, Southeast and Southwest Areas Health and Welfare Fund, certify that on the 15th day of August, 2008, I caused the foregoing Plaintiffs' Notice of Motion and Motion to Deposit Funds and for Discharge to be filed electronically. This filing was served on all parties indicated on the electronic filing receipt via the Court's electronic filing system. For all other parties, who are listed below, I served the foregoing Notice of Motion and Motion by E-filing and mailing said documents to:

S. Jerome Levy
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Barbara Cook
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/s/Francis J. Carey
Francis J. Carey